



*The Commonwealth of Massachusetts  
Executive Office of Health and Human Services  
Division of Health Care Finance and Policy  
Two Boylston Street  
Boston, MA 02116*

DEVAL L. PATRICK  
Governor

617-988-3100 • Fax 617-727-7662 • TTY 617-988-3175  
[www.mass.gov/dhcfp](http://www.mass.gov/dhcfp)

JUDYANN BIGBY, M.D.  
Secretary

TIMOTHY P. MURRAY  
Lieutenant Governor

STEPHEN McCABE  
Interim Commissioner

## **NOTICE OF PUBLIC HEARING**

Pursuant to the provisions of Line Item 4580-1000 of Chapter 26 of the Acts of 2009, as amended by Section 47 of Chapter 120 of the Acts of 2009, and in accordance with M.G.L. c. 30A, as amended, the Division of Health Care Finance and Policy ("Division") will hold a public hearing on Tuesday, December 22, 2009 at 10:00 AM at Two Boylston Street, Boston, MA 02116 relative to the adoption of:

### **114.5 CMR 20.00: Pediatric Immunization Program Assessment**

The proposed regulation implements an assessment on Health Safety Net (HSN) surcharge payers for certain costs of administering the Department of Public Health Pediatric Immunization Program. Under the proposal, HSN surcharge payers with at least \$1 million in Payments Subject to Surcharge, as defined in 114.6 CMR 14.00, for the period from October 1, 2008 to September 1, 2009 will be subject to the assessment. The Division will establish an assessment percentage. The assessment percentage will be established such that all of the revenue will be based on payments to acute hospitals and ambulatory surgical centers from January 2010 through April 2010 and collected by June 15, 2010. Each payer will pay the specified percentage of its payments to acute hospitals and ambulatory surgical centers in accordance with the deadlines specified in the regulation.

The effective date of the proposed regulation is January 1, 2010. It is estimated that HSN surcharge payers subject to the assessment will make approximately \$47 million in total assessment payments.

Interested parties are encouraged to submit comments on these amendments. All persons desiring to be heard on this matter are hereby notified to appear at the designated time and place. Persons intending to speak will be afforded an early opportunity to testify if the Division receives notice by 5 PM on Monday, December 21, 2009. All others will be heard subsequently. Written comments may be sent to Two Boylston Street, Boston MA 02116. Copies of the regulation are available for inspection and/or purchase at the Division of Health Care Finance and Policy, Two Boylston Street, Boston MA 02116 or you can access them free of charge in the Regulations section of the Division's web site located at [www.mass.gov/dhcfp](http://www.mass.gov/dhcfp).